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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA  
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9 JEROME HOOKS,

10 *Plaintiff*

vs.

2:13-cv-1797-APG-GWF

11 TATE WILLIAMS, *et al.*,

12 *Defendants*  
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ORDER

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15 Plaintiff has submitted an application (#1) to proceed *in forma pauperis* and a civil rights  
16 complaint pursuant to 42 U.S.C. § 1983.

17 The matter has not been properly commenced because the pauper application does not include  
18 all required attachments. Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR1-2, a petitioner must use  
19 the proper form and attach both an inmate account statement for the past six months and a properly  
20 executed financial certificate. Plaintiff did not use the U.S. District Court application form and did not  
21 attach an inmate account statement for the past six months or a financial certificate signed by an  
22 authorized prison official. The application therefore further is incomplete and it will be denied. The  
23 present action will be dismissed without prejudice to the filing of a new complaint in a new action with  
24 a pauper application on the proper form with all required attachments.

25 It does not appear from the papers presented that a dismissal without prejudice will materially  
26 affect a later analysis of any timeliness issue with regard to a promptly filed new action.

27 IT THEREFORE IS ORDERED that the application (#1) to proceed *in forma pauperis* is  
28 DENIED and that this action shall be DISMISSED without prejudice to the filing of a new petition in

1 a new action with a properly completed pauper application.

2 IT FURTHER IS ORDERED that any appeal of this order would not be taken in good faith.

3 IT FURTHER IS ORDERED that the Clerk shall send plaintiff two copies each of an application  
4 form to proceed *in forma pauperis* for incarcerated persons and a § 1983 civil rights complaint form,  
5 one copy of the instructions for each form, and a copy of the papers that he submitted in this action.

6 The Clerk of Court shall enter final judgment accordingly in favor of defendants and against  
7 petitioner, dismissing this action without prejudice.

8 DATED: October 7, 2013.

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11 UNITED STATES DISTRICT JUDGE  
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